

By: Vale

S.J.R. No. 20

SENATE JOINT RESOLUTION

proposing a constitutional amendment to abolish the office of county treasurer in Bexar and Collin counties.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. That Article XVI, Section 44, of the Texas Constitution be amended to read as follows:

"Section 44. (a) Except as provided by Subsection (b) and Subsection (b)(1) of this section, the Legislature shall prescribe the duties and provide for the election by the qualified voters of each county in this State, of a County Treasurer and a County Surveyor, who shall have an office at the county seat, and hold their office for four years, and until their successors are qualified; and shall have such compensation as may be provided by law.

"(b) The office of County Treasurer in the counties of Tarrant and Bee is abolished and all the powers, duties, and functions of the office in each of these counties are transferred to the County Auditor or to the officer who succeeds to the auditor's functions.

"(b)(1) The office of County Treasurer in the counties of Bexar and Collin are abolished and all the powers, duties, and functions of the office in each of these counties are transferred to the County Clerk.

"(c) Provided however, that the office of County Treasurer shall be abolished in the above counties only after a local

CB
L/3ee

S.J.R. No. 20

1 election has been held in each county and the proposition 'to
2 abolish the elective office of county treasurer' has passed by a
3 majority of those persons voting in said election."

4 SECTION 2. That the following provision be added to the
5 Texas Constitution:

6 "TEMPORARY PROVISION. The constitutional amendment proposed
7 by the 68th Legislature, Regular Session, abolishing the office of
8 county treasurer in Bexar and Collin counties takes effect on
9 January 1, 1985. This provision expires when executed."

10 SECTION 3. This proposed amendment shall be submitted to the
11 voters at an election to be held on November ~~8~~⁶, 1984. The ballot
12 shall be printed to provide for voting for or against the
13 proposition: "The constitutional amendment to abolish the office
14 of county treasurer in Bexar and Collin counties."

By: Vale

S.J.R. No. 20

(In the Senate - Filed February 28, 1983; February 28, 1983, read first time and referred to Committee on Intergovernmental Relations; March 9, 1983, reported favorably; March 9, 1983, sent to printer.)

SENATE JOINT RESOLUTION

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SECTION 2. That the following provision be added to the Texas Constitution:

"TEMPORARY PROVISION. The constitutional amendment proposed by the 68th Legislature, Regular Session, abolishing the office of county treasurer in Bexar and Collin counties takes effect on January 1, 1985. This provision expires when executed."

SECTION 3. This proposed amendment shall be submitted to the voters at an election to be held on November 8, 1984. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment to abolish the office of county treasurer in Bexar and Collin counties."

* * * * *

Austin, Texas
March 9, 1983

Hon. William P. Hobby
President of the Senate

Sir:

We, your Committee on Intergovernmental Relations to which was referred S.J.R. No. 20, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

Traeger, Chairman

BILL ANALYSIS

S.J.R. 20

By: Vale

PURPOSE: Proposes a constitutional amendment to abolish the office of county treasurer in Bexar and Collin counties.

SECTION 1

Amends Article XVI, Section 44, of the Texas Constitution by adding a new Subsection (b)(1) as follows:

"(b)(1) The office of County Treasurer in the Counties of Bexar and Collin are abolished and all the powers, duties, and functions of the office in each of these counties are transferred to the County Clerk."

SECTION 2

Adds a "TEMPORARY PROVISION" to the Texas Constitution which sets the effective date of this constitutional amendment on January 1, 1985.

SECTION 3

This proposed amendment shall be submitted to the voters on November 6, 1984. Votes shall be cast for or against the proposition:

"The constitutional amendment to abolish the office of county treasurer in Bexar and Collin counties."

LEGISLATIVE BUDGET BOARD

Austin, Texas

MAR 8 '83

FISCAL NOTE

March 8, 1983

Honorable John A. Traeger, Chairman
Committee on Intergovernmental Relations
Senate Chamber
Austin, Texas

In Re: Senate Joint Resolution No. 20
By: Vale

Sir:

In response to your request for a Fiscal Note on Senate Joint Resolution No. 20 (proposing a constitutional amendment to abolish the office of County Treasurer in Bexar and Collin counties) this office has determined the following:

No significant fiscal implication to the State is anticipated.

Because the resolution would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the Senate as to its probable fiscal impact on units of local government.

The cost of publication of the resolution is \$52,350.


Jim Oliver
Director

Source: LBB Staff: JO, JH, BL

LEGISLATIVE BUDGET BOARD

Austin, Texas

MAR 8 '83

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Jim Oliver
Director

Source: LBB Staff: JO, JH, BL

1983 MAR 22 PM 1:05

HOUSE OF REPRESENTATIVES

I certify that the attached is a true and correct
copy of SR 20, which was

received from the Senate on MAR 15 1983, and

referred to the Committee on County Affairs

Betty Marshall
Chief Clerk of the House

March 14 1983 Engrossed
Latsy Spaw
Engrossing Clerk

By: Vale
(Tejeda)

S.J.R. No. 20

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LEGISLATIVE BUDGET BOARD

Austin, Texas

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Jim Oliver
Director

Source: LBB Staff: JO, JH, BL

1983 APR -7 AM 11: 51

HOUSE COMMITTEE REPORT

1st Printing

By: Vale
(Tejeda)

S.J.R. No. 20

SENATE JOINT RESOLUTION

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14 of county treasurer in Bexar and Collin counties."

COMMITTEE REPORT

The Honorable Gib Lewis
Speaker of the House of Representatives

4-6-82
(date)

Sir:

We, your COMMITTEE ON COUNTY AFFAIRS, to whom was referred S.J.R. 20 have had the same under
consideration and beg to report back with the recommendation that it (measure)

- (☒) do pass, without amendment.
() do pass, with amendment(s).
() do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. (☒) yes () no

An author's fiscal statement was requested. () yes (☒) no

An actuarial analysis was requested. () yes (☒) no

The Committee recommends that this measure be placed on the (Local) or (Consent) Calendar.

This measure () proposes new law. an amendment to the Constitution.
(☒) amends existing law.

House Sponsor of Senate Measure Tajeda

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Thompson, G., Ch.	<input checked="" type="checkbox"/>			
Buchanan, V.C.	<input checked="" type="checkbox"/>			
Whaley, C.B.O.				<input checked="" type="checkbox"/>
Barton, B.	<input checked="" type="checkbox"/>			
Carriker	<input checked="" type="checkbox"/>			
Cary				<input checked="" type="checkbox"/>
Clemons	<input checked="" type="checkbox"/>			
Crockett	<input checked="" type="checkbox"/>			
Eckels		<input checked="" type="checkbox"/>		
Jones		<input checked="" type="checkbox"/>		
Martinez, W.				<input checked="" type="checkbox"/>
Parker				<input checked="" type="checkbox"/>
Shaw	<input checked="" type="checkbox"/>			
Wieting	<input checked="" type="checkbox"/>			
Word	<input checked="" type="checkbox"/>			

Total
9 aye
2 nay
0 present, not voting
4 absent

Gay Thompson
CHAIRMAN
Thynolds
COMMITTEE COORDINATOR

BILL ANALYSIS

Senate Joint Resolution 20

By: Bob Vale

Background Information:

The battle to eliminate the County Treasurer's post will be spearheaded by a bipartisan effort between Democratic Bexar County Treasurer Bill Finck and the Republican Collin County Treasurer Pete Adams. Abolition of the Bexar County Treasurer's job is a campaign promise of the current Treasurer Bill Finck. He ran for the Treasurer's office last year on the platform of saving tax money by working to abolish the office. Since taking office late last year, Mr. Finck has not cashed any of his paychecks. At the present time, Mr. Finck is carrying out duties as needed while many of the county's financial matters are being handled by County Auditor Oliver Lewis. Pete Adams, Treasurer of Collin County, also ran on the platform of saving tax money by working to abolish the office. The Collin County Courthouse is in the process of being computerized. Total computerization could eliminate personnel.

Purpose:

S. J. R. 20 proposes a constitutional amendment to abolish the office of County Treasurer in Bexar and Collin counties.

Section by Section Analysis:

Section 1. Amends Article XVI, Section 44, of the Texas Constitution by adding Subsection (b) (1). The office of County Treasurer in the Counties of Bexar and Collin are abolished and all the powers, duties, and functions of the office in each of these counties are transferred to the County Clerk.

Section 2. Adds the following provision in the Texas Constitution. This constitutional amendment proposed by the 68th Legislature, Regular Session, takes effect on January 1, 1985. The provision expires when executed.

Section 3. The proposed amendment shall be submitted to the voters at an election to be held on November 6, 1984.

Rulemaking:

It is the committee's opinion that this bill does not delegate rulemaking authority to a state officer, agency, department or institution.

Summary of Committee Action:

Public notice was posted in accordance with the Rules of Procedure of the House of Representatives and a public hearing was held on March 23, 1983.

The bill was referred to a subcommittee consisting of the following members: Shaw, Thompson, and Wieting. The subcommittee met in a formal meeting on March 30, 1983 and reported S. J. R. 20 back to the full committee with a recommendation that it do pass without amendments.

On April 6, 1983 the full committee voted to report S. J. R. 20 to the House without amendments and the recommendation that it do pass by a record vote of 9 ayes and 2 nays.

Mr. Pete Adams, County Treasurer in Collin County, Richardson, Texas and Mr. Bill Finck, County Treasurer in Bexar County, San Antonio, Texas testified in favor of S. J. R. 20. No witnesses testified against S. J. R. 20.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 31, 1983

Honorable Gary Thompson, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: Senate Joint Resolution No. 20,
as engrossed
By: Vale

Sir:

In response to your request for a Fiscal Note on Senate Joint Resolution No. 20, as engrossed (proposing a constitutional amendment to abolish the office of County Treasurer in Bexar and Collin counties) this office has determined the following:

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The cost of publication of the resolution is \$52,350.


Jim Oliver
Director

Source: LBB Staff: JO, JH, PA

LEGISLATIVE BUDGET BOARD

Austin, Texas

MAR 8 83

FISCAL NOTE

March 8, 1983

Honorable John A. Traeger, Chairman
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Senate Chamber
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S. J. R. 20 AMENDS EXISTING LAW.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 31, 1983

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House of Representatives
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The cost of publication of the resolution is \$52,350.


Jim Oliver
Director

Source: LBB Staff: JO, JH, PA

de Pina

Enrolled April 19, 1983
Lacey Spaw
Enrolling Clerk

S.J.R. No. 20

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FILE

S.J.R. No. 20

President of the Senate

Speaker of the House

I hereby certify that S.J.R. No. 20 was passed by the Senate on March 14, 1983, by the following vote: Yeas 29, Nays 0.

Secretary of the Senate

I hereby certify that S.J.R. No. 20 was passed by the House on April 19, 1983, by the following vote: Yeas 125, Nays 10, four present not voting.

Chief Clerk of the House

Approved:

Date

Governor

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 31, 1983

Honorable Gary Thompson, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

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Jim Oliver
Director

Source: LBB Staff: JO, JH, PA

LEGISLATIVE BUDGET BOARD

Austin, Texas

MAR 8 '83

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Senate Chamber
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Proposing a constitutional amendment to abolish the office of county treasurer in Bexar and Collin counties.

2-28-83 Filed with the Secretary of the Senate

2-28-83 Read, referred to Committee on Intergovernmental Relations

3-9-83 Reported favorably.

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed. _____

3-14-83 Senate and Constitutional Rules to permit consideration suspended by
unanimous consent
yeas, _____ nays.

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

3-14-83 Read second time and ordered engrossed.
~~passed to third reading.~~

Caption ordered amended to conform to body of bill.

3-14-83 Senate and Constitutional 3-Day Rules suspended by vote of 28 yeas, 1 nays to place bill on third reading and final passage.

3-14-83 Read third time and passed by ~~a viva voce vote.~~
29 years, 0 days.

OTHER ACTION:

Betty King
Secretary of the Senate

3-14-83 Engrossed

3-15-83 Sent to HOUSE

Patsy Spaw
ENGROSSING CLERK

MAR 15 1983

Received from the Senate

MAR 17 1983

Read first time and referred to Committee on County Affairs

APR 6 1983

Reported favorably amended, sent to Printer 1:50 am

APR 7 1983

Printed and Distributed 11: 51Am

APR 7 1983

APR 8 1963

Sent to Committee on Calendars 1:43 pm

APR 19 1983

Read second time (~~amended~~) and finally adopted

~~failed adoption~~ by Record Vote of
125 yeas 10 nays 4 present not voting

Read third time (amended) and finally adopted
failed adoption by a Record Vote of

_____ yeas _____ nays _____ present not voting

Caption ordered amended to conform to body of resolution

APR 19 1983

— Returned to Senate.

Betty Murray
Chief Clerk of the House

APR 19 1983

RETURNED FROM HOUSE